IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1403 OF 2007

Mustaq Haeem Shaikh ..Applicant

Vs.

State of Maharashtra ..Respondents

...

Mr.S.P.Kadam advocate for applicant
Mr.V.B.Konde-Deshmukh A.P.P. for the State

...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : MAY 03, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking bail in C.R.No.54 of 2007 of Byculla Police Station. The said case is mainly under Section 376 of IPC.

3. As the investigation is going on in the present case, I am not inclined to grant bail at this stage. The learned A.P.P. states that the charge sheet will be filed within three weeks from today. In view of this statement made by learned APP, the learned advocate for the applicant seeks permission

to withdraw this application with liberty to file a fresh application for bail before the concerned Sessions Court after charge sheet is filed. Liberty as prayed for is granted.

4. Application is disposed of.

[Smt.V.K.Tahilramani, J.]